

Attorney Docket No.60517(71699)

#### IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

APPLICANT(S) Scott E. Kern, et al.

**EXAMINER:** 

Not Yet Assigned

U.S.S.N.:

10/540,904

GROUP:

Not Yet Assigned

FILED (U.S.): June 27, 2005

Conf. No.

3394

FOR:

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## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office Address" Mailing Label No. EV 756267091 US in an envelope addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA on March 15, 2006.

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 ATTENTION: DO/US

Sir/Madam:

#### RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following is in response to the Notification Of Missing Requirements Under 35 U.S.C. § 371 In The United States Designated/Elected Office (DO/EO/US), mailed December 15, 2006, in the above-referenced application.

Enclosed herewith for filing in the subject application are the following:

- 1. A copy of the Notification of Missing Requirements;
- 2. Two Executed Declaration and Power of Attorney (total of 8 pages);

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- 3. \$60.00 One-Month Extension of Time Fee
- 4. Petition for an Extention of Time (1 page)
- 5. Return receipt postcard.

If for any reason, the fee paid is inadequate or credit is owed for any excess fee paid, you are hereby authorized and requested to charge Deposit Account No. **04-1105**.

Respectfully submitted,

Date: March 15, 2006

Gregory B. Butler, Ph.D., Esq.

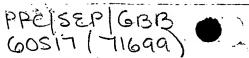
(Reg. No. 34,558)

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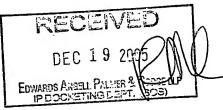


#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS D. 602 1450 Alexandria, Virginia 22313-1450

|                             | ·                     |                               |
|-----------------------------|-----------------------|-------------------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO.              |
| 10/540,904                  | Scott E Kern          | 60517(71699)                  |
| •                           |                       | INTERNATIONAL APPLICATION NO. |

49383 EDWARDS & ANGELL, LLP P.O. BOX 55874 BOSTON, MA 02205



PCT/US03/41127 I.A. FILING DATE PRIORITY DATE 12/26/2003 12/27/2002

**CONFIRMATION NO. 3394** 371 FORMALITIES LETTER OC000000017654637

Date Mailed: 12/15/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

• Indication of Small Entity Status

- Copy of the International Application filed on 06/27/2005
- Copy of IPE Report filed on 06/27/2005
- Preliminary Amendments filed on 06/27/2005
- Small Entity Statement filed on 06/27/2005
- Request for Immediate Examination filed on 06/27/2005
- U.S. Basic National Fees filed on 06/27/2005
- Priority Documents filed on 06/27/2005

EDWARDS ANGELL PALMER & DODGE LLP 101 Federal St. Boston, MA

Dôcketed For

Bý ... **Approved** 

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

• Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

### LAMONT M HUNTER

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# PART 1 - ATTORNEY/APPLICANT COPY

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|-----------------------------|---------------------------------------|------------------|
| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO.         | ATTY. DOCKET NO. |
| 10/540,904                  | PCT/US03/41127                        | 60517(71699)     |

FORM PCT/DO/EO/905 (371 Formalities Notice)